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FILED BY [Signature] D.C.

UNITED STATE DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA - 3 PM 3:56

MIAMI DIVISION

DOX
DIST. CT.
FLA - MIA

HENRY NARANJO and
MARLENE RAMIREZ,

CASE NO. 00-6022-CIV-LENARD
Magistrate Judge Turnoff

Plaintiffs,

v.

STEPHEN BYRON SMITH, PALMER
JOHNSON EXPORT SALES, INC.,
PALMER JOHNSON DISTRIBUTORS,
INC., and PALMER JOHNSON, INC.

**PALMER JOHNSON'S ANSWER TO
CROSS-CLAIM OF STEPHEN BYRON
SMITH**

Defendants.

_____/

COMES NOW the Defendant, PALMER JOHNSON, INC., in the above-captioned action,
by and through its undersigned counsel, and as for its Answer to the Cross-Claim of Stephen
Byron Smith, admits, denies, and alleges as follows:

1. As to Paragraphs 1 and 2 of said Cross-Claim of Stephen Byron Smith, this
answering Defendant admits the allegations contained in said Paragraphs.

2. As to Paragraph 3 of said Cross-Claim of Stephen Byron Smith, this answering
Defendant is without knowledge or information sufficient to form a belief as to the truth of the
allegations contained in said Paragraph and does, therefore, deny said allegation and puts Stephen
Byron Smith to his proof.

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3. As to Paragraph 4 of said Cross-Claim of Stephen Byron Smith, this answering Defendant admits that it constructed said vessel but denies that it designed, modified or sold said vessel.

4. As to Paragraph 5 of said Cross-Claim of Stephen Byron Smith, this answering Defendant denies that Stephen Byron Smith will be entitled to indemnification from Palmer Johnson, Inc. in the manner alleged in said Paragraph or in any other manner whatsoever.

5. As to Paragraph 6 of said Cross-Claim of Stephen Byron Smith, this answering Defendant denies that Stephen Byron Smith will be entitled to contribution from Palmer Johnson, Inc. in the manner alleged in said Paragraph or in any other matter whatsoever.

WHEREFORE, this answering Defendant, Palmer Johnson, Inc. respectfully demands judgment as follows:

- (a) Dismissing the Cross-Claim of Stephen Byron Smith on its merits as to this answering Defendant;
- (b) For the costs, disbursements and reasonable attorneys' fees incurred in this action; and
- (c) For such other and further relief as the Court deems just and equitable.

CERTIFICATE OF SERVICE


IT IS HEREBY CERTIFIED that a true and correct copy of the foregoing was furnished by U.S Mail on the 2 day of October, 2000 to: Manuel Valdes, Esq., Law Offices of John W. Burke, P.A., 782 NW 42nd Ave., Suite 330, Miami, FL 33126; F. David Famulari, Esq., Underwood, Karcher & Karcher, P.A., 2900 SW 28th Terrace, 6th Floor, Miami, FL 33133; and

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John D. Kallen, Esq., Badiak, Will & Kallen, 17071 W. Dixie Hwy., N. Miami Beach, FL
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By: 
FRANK J. SIOLI
Fla. Bar No. 9652